

OCT - 9 2007

**JEANNE G. QUINATA**  
Clerk of Court

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IN THE DISTRICT COURT OF GUAM

UNITED STATES OF AMERICA,	)	CRIMINAL CASE NO. 07-00071
	)	
Plaintiff,	)	
	)	
v.	)	<b>STIPULATED MOTION TO</b>
	)	<b>CONTINUE TRIAL AND</b>
	)	<b>EXCLUDING TIME</b>
BEN JOE PEREZ CRUZ	)	
	)	
Defendant.	)	
_____	)	

IT IS HEREBY STIPULATED AND AGREED by and between the parties herein that the Defendant's Trial presently scheduled for October 16, 2007, at 9:30 a.m., as well as the related filing dates be continued for approximately three weeks, or a date convenient for the Court's calendar.

The parties request this continuance in light of the Defendant's decision to withdraw his plea and to allow defense counsel to conduct further review of the voluminous discovery and conduct the necessary investigation and research for trial. The parties also wish to further negotiate the non-trial disposition of this matter.

IT IS FURTHER STIPULATED AND AGREED by and between the parties that the time period beginning and including October 9, 2007, to and including the new trial date of \_\_\_\_\_, 2007, be excluded from the computations required

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by the Speedy Trial Act, 18 U.S.C. § 3161.

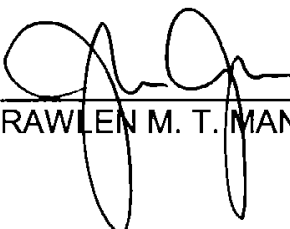
Mr. Cruz has been consulted with and fully agrees with the proposed continuance.

Therefore, for the reasons set forth in this stipulation, the parties respectfully submit that this continuance is in Mr. Cruz's best interests, furthers judicial economy and efficiency and is in society's best interests. Thus, the ends of justice are best served by this proposed continuance.

IT IS SO STIPULATED:

DATED: Tamuning, Guam, October 9, 2007.

**CABOT MANTANONA LLP**  
*Attorneys for Ben Joe Perez Cruz*

 FOR  
\_\_\_\_\_  
RAWLEN M. T. MANTANONA

UNITED STATES OF AMERICA  
*Special Assistant U.S. Attorney*

  
\_\_\_\_\_  
RYAN M. ANDERSON

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